

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BAVARIAN NORDIC A/S, and  
ANTON MAYR,

Plaintiffs,

v.

ACAMBIS INC., and  
ACAMBIS, PLC

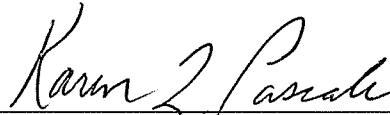
Defendants.

C.A. No. 05-614-SLR

**BAVARIAN NORDIC'S MOTION FOR SUMMARY JUDGMENT**  
**ON THE ISSUE OF TORTIOUS CONVERSION**

Plaintiff Bavarian Nordic A/S, by and through its undersigned counsel, hereby moves pursuant to Rule 56 of the Federal Rules of Civil Procedure for summary judgment on the issue of tortious conversion (Count I of the First Amended Complaint). The grounds for this Motion are fully set forth in "Bavarian Nordic's Opening Brief in Support of Its Motion for Summary Judgment on the Issue of Tortious Conversion," which is filed and served contemporaneously herewith. A proposed Order is attached.

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Date: December 7, 2006

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**CERTIFICATE OF SERVICE**

I, Karen L. Pascale, Esquire, hereby certify that on December 7, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on December 7, 2006, I caused a copy of the foregoing document to be served on the above-listed counsel and on the following non-registered participants in the manner indicated:

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*/s/ Karen L. Pascale*

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